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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JOSEPH FIORAVANTE, an individual;
MODERN ORTHOPAEDICS, LLC, a
Nevada corporation,

Plaintiffs,

v.

LEICA MICROSYSTEMS, INC., a
Delaware corporation; SOUTH RIDGE
MICROSURGICAL, INC., a Utah
corporation; STEVE MILAZZO, an
individual (California); BRANDON
ELGGREN, an individual (Utah); DOES I
through X, inclusive; and ROE
CORPORATIONS I through X, inclusive,

Defendants.

Case No. 2:18-cv-00059-GMN-CWH

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND DEADLINE FOR
DEFENDANTS LEICA
MICROSYSTEMS, INC. AND STEVE
MILAZZO TO RESPOND TO
AMENDED COMPLAINT**

(First Request)

Pursuant to LR IA 6-1, LR IA 6-2, and LR 7-1, Defendants Leica Microsystems, Inc. (“Leica”) and Steve Milazzo (“Milazzo”) and Plaintiffs Joseph Fioravante and Modern Orthopaedics, LLC (collectively, “Plaintiffs”), by and through their respective counsel, hereby agree and to extend the deadline for the Leica and Milazzo to plead or otherwise respond to Plaintiffs’ Amended Complaint (ECF No. 3) until March 26, 2018, and request that the Court enter an Order approving the same.

On January 30, 2018, Milazzo was served with process with respect to the Amended Complaint in the above-captioned matter. On February 1, 2018, Leica was served with process with respect to the Amended Complaint in the above-captioned matter. Leica and Milazzo recently obtained counsel and have requested an extension of time of approximately thirty (30)

1 days in order to evaluate the allegations set forth in the Amended Complaint and the factual
2 circumstances underlying such allegations. Plaintiffs are agreeable to the requested extension as
3 a matter of professional courtesy. This is the parties' first stipulation for an extension of time for
4 Defendants Leica and Milazzo to respond to the Amended Complaint.

5 Based on the foregoing, the parties respectfully request that the Court enter an order
6 extending the deadline for Leica and Milazzo to plead or otherwise respond to the Amended
7 Complaint until March 26, 2018.

8 Dated: February 16, 2018

Dated: February 16, 2018

9
10 By: /s/ Christopher R. Miltenberger

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By: /s/ M. Lani Esteban-Trinidad

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Attorneys for Plaintiffs Joseph Fioravante
and Modern Orthopaedics, LLC

17 **IT IS SO ORDERED:**

18 
19 **UNITED STATES**
20 **MAGISTRATE/DISTRICT JUDGE**

21 **DATED:** February 23, 2018